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OCT 01 2019

Clerk, U.S. Courts
District of Montana
Billings Division

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

**DONALD TANGWALL, individually in his
Capacity as a Trustee of the Toni 1 Trust,**

CV-18-00165-BLG-SPW-TJC

Plaintiff,

Vs.

**WILLIAM WACKER, individually, jointly and
severally; BARBARA WACKER, individually,
jointly and severally,**

Defendants.

**PLAINTIFF'S REPLY TO DEFENDANTS' RESPONSE TO PLAINTIFF'S
MOTION TO STRIKE**

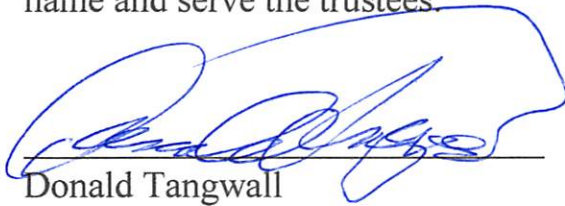
**NOW COMES Donald Tangwall, individually in his capacity as a trustee of the
Toni 1 Trust, and shows his reply as follows:**

**1. The key issue in this case: Did the Montana court have jurisdiction over the
Toni 1 Trust?**

2. It is axiomatic that if the Wackers' were to sue the Toni 1 Trust they must name and serve the trustee of the Toni 1 Trust a copy of the summons and complaint.

3. The Wackers admitted at the time they sued the Toni 1 Trust they did not know who the trustees of the Toni 1 Trust were. They just took a default.

WHEREFORE, it is very clear there is no debate. The trustees of the Toni 1 Trust were never named or served a copy of the summons and complaint. The Montana court never obtained jurisdiction over the Toni 1 Trust for the Wackers' failure to name and serve the trustees.

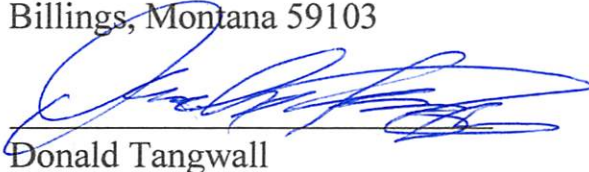


Donald Tangwall

Certificate of Service

I hereby certify that a copy of the foregoing was served upon all parties via first class mail, postage pre-paid on this 27th day of September, 2019.

Todd Gunderson
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Donald Tangwall